

FISCAL NOTE

SB 204 - HB 727

March 12, 2007

SUMMARY OF BILL: Directs the Department of Labor and Workforce Development to study the effect of illegal immigration on Tennessee. Increases the penalty for persons who knowingly employ or refer illegal aliens for employment from a Class B misdemeanor to a Class A misdemeanor.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$500,000 One-Time

Assumptions:

- A one-time increase in state expenditures to set-up and conduct a study. The Department will need to hire and contract personnel with specialized training to conduct the study, analyze the data and issue a report on the required topics as outlined by the bill.
- The penalties imposed by this bill are pre-empted by federal law, 8 U.S.C. § 1324a(h)(2), which provides: "The provisions of this section preempt any State or local law imposing civil or criminal sanctions (other than through licensing and similar laws) upon those who employ, or recruit or refer for a fee for employment, unauthorized aliens." The penalties therefore cannot be enforced and there will be no incarceration costs associated with enactment.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director